

Wisconsin Legislature

Redistricting Staff Working Group

Meeting Notice & Agenda

Friday, November 6, 2009, 1:15 p.m.

Legislative Reference Bureau Conference Room

1 E. Main Street, Suite 200

Madison, Wisconsin

1. Approve minutes of September 25, 2009
2. Review Redistricting Timeline
3. Appointment of a subcommittee to review information technology options for redistricting
4. Review draft bill, LRB 09-0193/P3, relating to division of municipalities into wards and redistricting of supervisory and aldermanic districts
5. Other business
6. Adjournment

Wisconsin Legislature

Redistricting Staff Working Group

Meeting of September 25, 2009

Present:

Scott Adrian, Assem. Dems.
 Larry Barish, LRB
 Jim Bender, Assem. GOP
 Adam Foltz, Assem. GOP
 Patrick Fuller, ACC
 Cathlene Hanaman, LRB
 Mike Keane, LRB
 Rob Marchant, SCC
 Steve Miller, LRB, Chair
 Mike Pfohl, Assem. Dems.
 Jessica Karls Ruplinger, Leg. Council

Lori Oehlert, LTSB
 Tadd Ottman, Sen. GOP
 Pam Shannon, Leg. Council
 Tony Van Der Wielen, LTSB
 Steve Ventura, UW, LICGF
 Dan Veroff, UW, APL
 Mike White, Sen. Dems.
 Nancy Wiegand, UW, LICGF
 Dana Wolff, LTSB
 Jeff Ylvisaker, LTSB, Vice Chair
 Joel Ylvisaker, LTSB

Minutes:

Steve Miller called the meeting to order at 1:15 p.m.

Steve Miller gave an overview of the redistricting staff working group's activities in the 2000 redistricting cycle and a summary of the group's objectives for the 2010 cycle. Generally, the objectives include evaluating redistricting software and hardware for recommendation to JCLO, training staff in the use of the redistricting computer system, working with local governments and the US Census Bureau to ensure that the legislature has an accurate database for use in redistricting, and providing a Web site to disseminate information about redistricting.

Tony Van Der Wielen presented a status update on various preliminary activities. The LTSB GIS team has completed Phase Two (block suggestion) of the Census Bureau's redistricting data program for 2010. The state will have approximately 210,000 census blocks. The Bureau will send PL 94-171 data to Wisconsin on or before April 1, 2011. LTSB is in the process of updating WISE-LR, the software that local governments can use to submit ward boundary information to the state. In this redistricting cycle, LTSB will deploy the program as a Web application. There will be a cutoff date for accepting boundary changes. Last time, the deadline was August 1, 2001. LTSB has evaluated Autobound and Maptitude, the two leading redistricting programs. Autobound is less expensive and it is based on the ESRI data format which is the format used by LTSB. Hardware costs should be substantially lower this decade. The working group will need to address training objectives and opportunities for local government officials and redistricting and GIS staff. Tony will provide a timeline for each of the major components of redistricting.

The group's next meeting will be November 6, 2009, at 1:15 in the LRB conference room.

The meeting adjourned at 2:00 p.m.

3.

Redistricting Timeline

Printed Oct. 28, 2010

Yr.	Mon.	
2006		LTSB completed Phase I of the Redistricting Data Program (RDP).
2008		LTSB started Phase II of the Census Bureau's Redistricting Data Program. Currently 42 of 72 counties have been completed.
2009	9	Redistricting Staff Working Group initial meeting
2009	12	Purchase of legislative redistricting software
2009	12	Training for GIS Staff
2009	12	Training for users
2009	12	Census Bureau's Redistricting Data Program, Phase II verification
2010	1	Paper map, letter, and survey sent to all 72 county clerks.
2010	3	WISE-LR Prototype completed (using 2000 data for training purposes)
2010	4	WISE-LR 2010 Training
2010	4	April 1, 2010: Census Day
2010	4	WISE-LR prototype data processing
2010	4	Census geographic data will be received.
2010	4	Text2000 redistricting planning
2010	4	GIS Team member may need to be added.
2010	4	Redistricting user training.
2010	7	WISE-LR 2010 to be developed.
2010	7	ESRI and NCSL training
2010	10	ESRI and NCSL training
2010	11	Last state general elections in old districts
2011	1	Census Bureau informs state about number of congressional seats
2011	2	PL 94-171 data will be received in late February or early March.
2011	3	Data processing (agregating Census population data into ward boundaries data file)
2011	3	Finalization of the WISE-LR 2010 application
2011	3	Data and program disseminated to all 72 counties
2011	4	Federal deadline for delivery of census data (April 1)
2011	4	Last municipal elections in old districts
2011	4	Training for local officials (road shows)
2011	4	Tech support for WISE-LR
2011	5	Statewide ward dataset creation
2011	6	Redistricting user training.
2011	7	Legislative redistricting plans can start to be drawn
2011	8	Municipalities create new ward boundaries
2011	9	Legislative database created
2012	1	2011-2012 session: legislative and congressional districts established
2012	2	Legislative redistricting plan enacted
2012	3	Map and data creation
2012	4	First municipal elections in new districts
2012	6	Nomination papers circulated for legislative races
2012	11	First legislative elections in new districts

4.

**Wisconsin Legislature
Redistricting Staff Working Group**

Information Technology Subcommittee

Tony Van Der Wielen, LTSB, Chair

Adam Foltz, Assem. GOP

Mike Keane, LRB

Mike Pfohl, Assem. Dems.

Tadd Ottman, Sen. GOP

Dan Veroff, UW, APL

Mike White, Sen. Dems.

PRELIMINARY DRAFT – NOT READY FOR INTRODUCTION

1 **AN ACT** *to renumber and amend* 59.10 (3) (c); *to amend* 5.15 (1) (a) 1. and 2.,
2 5.15 (1) (b), 5.15 (1) (c), 5.15 (2) (bm), 5.15 (2) (e), 5.15 (2) (f) (intro.), 5.15 (2) (g),
3 5.15 (4), 5.15 (7), 59.10 (2) (a), 59.10 (2) (d), 59.10 (3) (b) 1., 59.10 (3) (b) 2., 59.10
4 (3) (b) 4., 59.10 (3) (cm) 1., 59.10 (6), 62.08 (1) and 62.08 (4m); *to repeal and*
5 *recreate* 4.002; and *to create* 5.15 (2) (b) (intro.), 59.10 (3) (b) 3. and 59.10 (3)
6 (c) 2. and 3. of the statutes; **relating to:** division of municipalities into wards
7 and redistricting of supervisory and aldermanic districts.

Analysis by the Legislative Reference Bureau

Municipal ward plan revisions

Currently, under the state constitution, the legislature is directed to redistrict legislative districts according to the number of inhabitants at its next session following each federal census. At the same intervals, the legislature also reapportions congressional districts in this state pursuant to federal law. Under current state law, following each decennial federal census, most municipalities are also required to divide their territory into wards, and counties and cities are required to redistrict supervisory and aldermanic districts so that the districts contain, as nearly as practicable, an equal number of inhabitants according to the census results. With limited exceptions, wards are required to consist of one or more whole, contiguous census blocks (the smallest geographic units for which census results are

available). Counties and municipalities are required to complete this action in three steps, which in no case may conclude later than 180 days after publication of the census results. (Usually, the process begins in April and ends in October of the year following the year of the census.) If counties or municipalities fail to adopt division plans, the courts may do so upon petition by interested parties. Revised county and municipal district plans are used to elect members of county boards of supervisors and common councils in the spring of the second year following the year of the census. The legislative and congressional redistricting plans are used to elect members of the legislature and members of congress in the fall of the second year following the year of the census. The legislature may adjust the boundaries of a municipal ward and use the revised ward boundaries to create a legislative or congressional district.

This bill amends various laws to facilitate the legislative and congressional redistricting process and directs counties and municipalities to revise their ward and districting plans to reflect any legislative act establishing a legislative or congressional district boundary that does not coincide with a ward or municipal boundary.

The bill also provides that when a municipality is consolidated with another municipality, the governing body of the consolidated municipality must revise its municipal ward plan to the extent required to effect the change. Currently, the statutes do not address this issue.

County supervisory district plans

Currently, within 60 days after publication of the federal decennial census, each county must adopt a tentative county supervisory district plan. Each municipality must adopt a ward division plan, if it is required to do so, within 60 days after the county or counties in which the municipality is located adopt a tentative county supervisory district plan, and each county then must adopt a final supervisory district plan within 60 days after every municipality in the county adopts a ward division plan, if it is required to do so. Currently, the tentative plan must include suggested boundaries or information concerning the number of supervisors to be elected and a description of boundary requirements.

This bill provides that a final county supervisory district plan must not be inconsistent with the tentative plan except to accommodate authorized municipal ward divisions or to reflect an official correction to the census. The bill also applies to amended supervisory district plans in counties other than Milwaukee and Menominee the same standards with respect to contiguity, compactness, numbering, and applicability that apply to amended plans in Milwaukee County. In addition, the bill applies to tentative district plans in Milwaukee County the same standards with respect to contiguity that apply to final district plans in that county.

Incorporation of census corrections

Currently, decennial ward division plans, as well as decennial county supervisory and city aldermanic district plans, are based on the federal decennial census. The statutes do not treat the issue of corrections that the U.S. Bureau of the Census issues. This bill provides that the ward plans and aldermanic district plans

shall reflect the census results, including any corrections, for the populations of counties, municipalities, and census blocks on April 1 of the year of the census, if corrections are issued prior to adoption of a decennial ward plan, or if a municipality that is affected by a correction is not divided into wards, prior to adoption of a county supervisory district plan.

Amended aldermanic district plans

The bill makes an amended aldermanic district plan that may be adopted in certain cities in response to an intradecade county supervisory district plan subject to the same passage and notice requirements, and district composition requirements, that apply currently to original decennial aldermanic district plans. Under current law, absent members are not included in determining passage requirements and there are no notice and district composition requirements for these amended plans.

The bill also makes other minor technical changes in the law to facilitate the ward division and county and municipal redistricting process.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 4.002 of the statutes is repealed and recreated to read:

2 **4.002 Municipal wards; definition.** In this chapter, “ward” means a
3 municipal ward in effect on January 1 of the 2nd year following a federal decennial
4 census.

 ****NOTE: The current definition of “ward” is tied to the 1980 decennial census. This
SECTION creates a more useful definition that has continuing effect.

5 **SECTION 2.** 5.15 (1) (a) 1. and 2. of the statutes are amended to read:

6 5.15 (1) (a) 1. Every city, village, and town in this state shall by ordinance or
7 resolution of its common council or village or town board, respectively, be divided into
8 wards as provided in this section, except as authorized in sub. (2). The boundaries
9 of the wards established under this section, and the number assigned to each ward,
10 are intended to be as permanent as possible, and to this end each ward shall when
11 created contain a population at a convenient point within the applicable population

1 range under sub. (2) (b), with due consideration for the known trends of population
 2 increase or decrease within that part of the municipality in which the ward is located.

3 2. Once established, the boundaries of each ward shall remain unchanged until
 4 a further decennial federal census of population indicates that the population of a
 5 ward is then above or below the applicable population range or until the ward
 6 boundaries are required to be changed to permit creation of supervisory or
 7 aldermanic districts of substantially equal population or to enhance the
 8 participation of members of a racial or language minority group in the political
 9 process and their ability to elect representatives of their choice, or as otherwise
 10 authorized or required under this section.

****NOTE: A municipal "ordinance or resolution" is referenced in s. 5.15 (1) (b), (4),
 (6) (a), and (7), stats. This SECTION also reconciles language with other provisions that
 authorize or require ward boundary changes.

11 **SECTION 3.** 5.15 (1) (b) of the statutes is amended to read:

12 5.15 (1) (b) Except as authorized in sub. (2) (a), within 60 days after the receipt
 13 of a tentative supervisory district plan and written statement, if any, from the county
 14 board of each county in which a municipality is located, the governing body of the
 15 municipality shall adjust its wards according to the schedule shown in sub. (2). All
 16 territory contained within the municipality, and only the territory so contained, on
 17 August 1 following the year of the federal decennial census shall be contained within
 18 a ward established under the division ordinance or resolution. Except as authorized
 19 in sub. (2), each ward shall consist of whole blocks, as utilized by the U.S. bureau of
 20 the census in the most recent federal decennial census. To suit the convenience of
 21 the voters residing therein each ward shall, as far as practicable, be kept compact
 22 and observe the community of interest of existing neighborhoods and other
 23 settlements. All territory within a ward shall be contiguous, except for island

territory as defined in sub. (2) (f) 3. Enactment or adoption of a division ordinance or resolution requires the affirmative vote of a majority of the members of the governing body.

****NOTE: This SECTION defines the term “block” in accordance with the accepted understanding of the term.

SECTION 4. 5.15 (1) (c) of the statutes is amended to read:

5.15 (1) (c) The wards established by municipal governing bodies in a division ordinance or resolution enacted or adopted under this section ~~on the basis of the published results of each federal decennial census of population~~ shall govern the adjustment of supervisory districts under s. 59.10 (2) (a) and (3) (b) 2. and of aldermanic districts under s. 62.08 (1) for the purpose of local elections beginning on January 1 of the 2nd year commencing after the year of the census until revised under this section on the basis of the results of the next decennial census of population unless adjusted under sub. (2) (f) 4., (6) (a) or (7), or unless ~~adjusted, as a matter of statewide concern, in the enactment of~~ a division is required to effect an act of the legislature redistricting legislative districts under article IV, section 3, of the constitution ~~on the basis of the most recent decennial census of population or redistricting congressional districts. The populations of wards under each decennial ward division shall be determined on the basis of the federal decennial census and any official corrections to the census issued on or before the date of adoption of the ward division to reflect the correct populations of the municipality and the blocks within the municipality on April 1 of the year of the census.~~

****NOTE: Requires a revision of ward boundaries whenever required to reflect a congressional redistricting act. Incorporates official census corrections that have been issued on the date of adoption of the ward plan into the population figures upon which the plan is based.

SECTION 5. 5.15 (2) (b) (intro.) of the statutes is created to read:

1 5.15 (2) (b) (intro.) Except for wards created to reflect an act of the legislature
 2 redistricting legislative districts under article IV, section 3, of the constitution or
 3 redistricting congressional districts and except as authorized under pars. (bm), (c),
 4 (e), and (f) and sub. (7), wards shall contain the following numbers of inhabitants:

 ****NOTE: To aid in comprehension, supplies an introductory paragraph for the
 provision of the statutes that governs ward population parameters.

5 **SECTION 6.** 5.15 (2) (bm) of the statutes is amended to read:

6 5.15 (2) (bm) Every city electing the members of its common council from
 7 aldermanic districts shall assemble the blocks wholly or partially contained within
 8 the city into wards that will enable the creation of aldermanic districts that are
 9 substantially equal in population. If a block is partly contained within the city, the
 10 city shall divide the block to form a ward containing the portion of the block that lies
 11 within the city.

 ****NOTE: Requires a city to divide any census block that is partially contained
 within the city. Elections cannot be administered unless this is done.

12 **SECTION 7.** 5.15 (2) (e) of the statutes is amended to read:

13 5.15 (2) (e) ~~Notwithstanding par. (b), if~~ If territory is detached from a city,
 14 village or town after adoption of a decennial ward plan, and the remaining portion
 15 of the ward to which it was attached falls below the prescribed minimum population
 16 for the applicable range, the remaining portion of the population may be constituted
 17 a ward by itself.

18 **SECTION 8.** 5.15 (2) (f) (intro.) of the statutes is amended to read:

19 5.15 (2) (f) (intro.) ~~Notwithstanding par. (b), any~~ Any city, village or town may
 20 establish a ward below the prescribed minimum population for the applicable range
 21 whenever the proposed ward is established under par. (a), (d) or (e) or whenever the
 22 proposed ward contains solely:

****NOTE: Proposed s. 5.15 (2) (b) (intro.) above makes clear that the statutory ward population parameters yield to the exceptions under this SECTION.

1 **SECTION 9.** 5.15 (2) (g) of the statutes is amended to read:

2 5.15 **(2)** (g) If a block is affected by an annexation or detachment which
3 establishes a municipal boundary that subdivides the block, the municipalities in
4 which the block is contained shall incorporate only the portion of the block contained
5 within their boundaries in their ~~ward plans~~ division ordinances or resolutions.

****NOTE: Standardizes terminology.

6 **SECTION 10.** 5.15 (4) of the statutes is amended to read:

7 5.15 **(4)** (a) The division ordinance or resolution shall number all wards in the
8 municipality ~~in~~ with unique whole numbers in consecutive order, beginning with the
9 number one, shall designate the polling place for each ward, and shall describe the
10 boundaries of each ward consistent with the conventions set forth in s. 4.003. The
11 ordinance or resolution shall be accompanied by a list of the block numbers used by
12 the U.S. bureau of the census that are wholly or partly contained within each ward,
13 with any block numbers partly contained within a ward identified, and a map of the
14 municipality which illustrates the revised ward boundaries. If the legislature, in an
15 act redistricting legislative districts under article IV, section 3, of the constitution,
16 or in redistricting congressional districts, establishes a district boundary within a
17 municipality that does not coincide with the boundary of a ward established under
18 the ordinance or resolution of the municipality, the municipal governing body shall,
19 no later than May 15 of the 2nd year following the year of the federal decennial
20 census on which the act is based, amend the ordinance or resolution to reflect the act.
21 The amended ordinance or resolution shall designate the polling place for any ward
22 that is created to reflect the legislative act.

****NOTE: Requires a municipality whose ward division plan is inconsistent with a congressional or legislative district plan to adjust its ward boundaries consistently with the plan. Elections cannot be administered unless this is done.

(b) Within 5 days after adoption or enactment of an ordinance or resolution under this section or any amendment thereto, the municipal clerk shall transmit one copy of the ordinance or resolution or the amendment to the county clerk of each county in which the municipality is contained, accompanied by the list and map specified in par. (a). If the population of the municipality exceeds 10,000, the municipal clerk shall furnish one copy to the legislative reference bureau at the same time. Each copy shall identify the name of the municipality and the county or counties in which it is located.

****NOTE: Requires copies of amendments to ward division plans to be filed in the same manner as copies of original plans.

SECTION 11. 5.15 (7) of the statutes is amended to read:

5.15 (7) If a new town is created or if part of a town is annexed to a city or village during a decennial period after the period for ward adjustments under sub. (1) (b), the town board of any town to which territory is attached or from which territory is detached, without regard to the time provisions of sub. (1) (b), may, by ordinance or resolution, create new wards or adjust the existing wards in that town, but not to the extent required to effect the change. If a municipality is consolidated with another municipality during a decennial period after the period for ward adjustments under sub. (1) (b), the governing body of the consolidated municipality, without regard to the time provisions under sub. (1) (b), may, by ordinance or resolution, create new wards or adjust the existing wards of the municipality to the extent required to effect the change. No ward line adjustment under this subsection may cross the boundary of an assembly or supervisory district. The town municipal clerk shall transmit

- 1 copies of the ordinance or resolution making the adjustment in compliance with sub.
2 (4) (b).

NOTE: Provides that when a municipality is consolidated with another municipality after the decennial ward division is made, the governing body of the consolidated municipality must create new wards or adjust its existing wards to the extent required to effect the change. Requires any boundary change to be congruent with assembly and supervisory district boundaries so that legislative and county supervisory districts can continue to be used. Currently, the statutes do not permit an intradecade revision of ward boundaries for this purpose.

3 **SECTION 12.** 59.10 (2) (a) of the statutes is amended to read:

4 59.10 (2) (a) *Composition; supervisory districts.* Within 60 days after the
5 population count by census block, established in the decennial federal census of
6 population, and maps showing the location and numbering of census blocks become
7 available in printed form from the federal government or are published for
8 distribution by an agency of this state, but no later than July 1 following the year of
9 each decennial census, the board shall adopt and transmit to the governing body of
10 each city and village wholly or partially contained within the county a tentative
11 county supervisory district plan to be considered by the cities and villages when
12 dividing into wards. The tentative plan shall specify the number of supervisors to
13 be elected and shall divide the county into a number of districts equal to the number
14 of supervisors, with each district substantially equal in population and consisting of
15 contiguous whole wards or municipalities, except as authorized in sub. (3) (b) 2.
16 Except as otherwise provided in this paragraph, the board shall develop and adopt
17 the tentative plan in accordance with sub. (3) (b) 1. The tentative plan shall not
18 include provision for division of any census block, as utilized by the U.S. bureau of
19 the census in the most recent federal decennial census, unless the block is bisected
20 by a municipal boundary or unless a division is required to enable creation of
21 supervisory districts that are substantially equal in population. The board shall

1 adopt a final plan by enacting an ordinance in accordance with sub. (3) (b) 2. to 4.

2 Changes to the final plan shall be governed by par. (d) and sub. (3) (c).

****NOTE: Provides that census blocks may be divided only to coincide with a municipal boundary for purposes of election administration or if required to meet constitutional "one person one vote" requirements in county redistricting plans. In general, it is very undesirable to divide census blocks because accurate population data for divided blocks may not be available.

3 **SECTION 13.** 59.10 (2) (d) of the statutes is amended to read:

4 59.10 (2) (d) *Changes during decade.* 1. 'Number of supervisors; redistricting.'

5 The board may, not more than once prior to November 15, 2010, decrease the number
6 of supervisors after the enactment of a supervisory district plan under par. (a). In
7 that case, the board shall redistrict, readjust, and change the boundaries of
8 supervisory districts, so that the number of districts equals the number of
9 supervisors, the districts are substantially equal in population according to the most
10 recent countywide federal census, the districts are in as compact a form as possible,
11 and the districts consist of contiguous municipalities or contiguous whole wards in
12 existence at the time at which the redistricting plan is adopted, except as authorized
13 in sub. (3) (b) 2. In the ~~redistricting~~ amended plan, the board shall adhere to the
14 requirements under sub. (3) (b) 2. with regard to contiguity and shall, to the extent
15 possible, place whole contiguous municipalities or contiguous parts of the same
16 municipality within the same district. In ~~redistricting under this subdivision~~ the
17 amended plan, the original numbers of the districts in their geographic outlines, to
18 the extent possible, shall be retained. The chairperson of the board shall file a
19 certified copy of any ~~redistricting~~ amended plan adopted under this subdivision with
20 the secretary of state.

21 2. 'Election; term.' Any ~~redistricting~~ amended plan enacted under subd. 1.
22 becomes effective on the first November 15 following its enactment, and first applies

1 to the spring election following the plan's effective date. Any ~~redistricting~~ amended
 2 plan enacted under subd. 1. shall remain in effect until the effective date of a
 3 redistricting plan subsequently enacted under par. (a). Supervisors elected from the
 4 districts created under subd. 1. shall serve for 4-year terms and shall take office on
 5 the 3rd Monday in April following their election.

****NOTE: Conforms language affecting populous counties (Milwaukee) to language governing other counties and incorporates official census corrections in populations used to create supervisory districts if those corrections are reflected in underlying wards.

6 **SECTION 14.** 59.10 (3) (b) 1. of the statutes is amended to read:

7 59.10 **(3)** (b) 1. Within 60 days after the population count by census block,
 8 established in the decennial federal census of population, and maps showing the
 9 location and numbering of census blocks become available in printed form from the
 10 federal government or are published for distribution by an agency of this state, but
 11 no later than July 1 following the year of each decennial census, each board shall
 12 propose a tentative county supervisory district plan setting forth the number of
 13 supervisory districts proposed by the board and tentative boundaries or a description
 14 of boundary requirements, hold a public hearing on the proposed plan and adopt a
 15 tentative plan. The proposed plan may be amended after the public hearing. The
 16 tentative plan shall divide the county into a number of districts equal to the number
 17 of supervisors, with each district substantially equal in population. The board shall
 18 solicit suggestions from municipalities concerning the development of an
 19 appropriate plan. ~~The board shall transmit to each municipal governing body in the~~
 20 ~~county the tentative plan that is adopted. Each~~ Except as authorized in this
 21 subdivision, each district shall consist of whole wards or municipalities. ~~Each~~
 22 ~~district shall be designated to be represented by one supervisor, and all districts shall~~
 23 ~~be substantially equal in population.~~ Territory within each supervisory district to

1 be created under the tentative plan shall be contiguous, except as authorized in subd.

2 2. In the tentative plan, the board shall, whenever possible, place whole contiguous
 3 municipalities or contiguous parts of the same municipality within the same district.

4 If the division of a municipality is sought by the board, the board shall provide with
 5 the plan a written statement to the municipality affected by each proposed division
 6 specifying the approximate location of the territory from which a ward is sought to

7 be created for contiguity purposes and the approximate population of the ward
 8 proposed to effectuate the division. The tentative plan shall not include provision for

9 division of any census block unless the block is bisected by a municipal boundary or
 10 unless a division is required to enable creation of supervisory districts that are

11 substantially equal in population. The board shall transmit a copy of the tentative
 12 plan that is adopted to each municipal governing body in the county.

****NOTE: Applies to tentative supervisory district plans the same standard with respect to contiguity that applies to final supervisory district plans under s. 59.10 (3) (b) 2., stats. Permits division of census blocks only to coincide with a municipal boundary for purposes of election administration or if necessary to meet "one person-one vote" requirements consistently with proposed changes to s. 59.10 (2) (a), stats. Reorders material for more logical sequencing.

13 **SECTION 15.** 59.10 (3) (b) 2. of the statutes is amended to read:

14 59.10 **(3)** (b) 2. Within 60 days after every municipality in the county adjusts
 15 its wards under s. 5.15, the board shall hold a public hearing and shall then adopt
 16 a final supervisory district plan, numbering each district. Wards Territory within
 17 each supervisory district created by the plan shall be contiguous, except that one or
 18 more wards located within a city or village which is wholly surrounded by another
 19 city or water, or both, may be combined with one or more noncontiguous wards, or
 20 one or more wards ~~or portions of wards~~ consisting of island territory as defined in s.
 21 5.15 (2) (f) 3. may be combined with one or more noncontiguous wards ~~or portions of~~
 22 ~~wards~~ within the same municipality, to form a supervisory district. Except as

1 required to reflect a municipal ward division authorized under s. 5.15, and except as
 2 required under subd. 3., the final plan shall not be inconsistent with the tentative
 3 plan.

****NOTE: Makes explicit what is currently implicit, that a final county supervisory district plan may not be inconsistent with the tentative county supervisory district plan except as necessary to accommodate authorized municipal ward divisions or to accurately reflect census results, including census corrections.

4 **SECTION 16.** 59.10 (3) (b) 3. of the statutes is created to read:

5 59.10 (3) (b) 3. The populations of supervisory districts under the tentative
 6 plan shall be determined on the basis of the federal decennial census and any official
 7 corrections to the census issued on or before the date that the tentative plan is
 8 adopted to reflect the correct population of the county and municipalities and blocks
 9 within the county on April 1 of the year of the census. The populations of supervisory
 10 districts under the final plan shall be determined on the basis of the federal decennial
 11 census and any official corrections to the census to reflect the correct populations of
 12 the county and the municipalities and blocks within the county on April 1 of the year
 13 of the census, if the corrections as they affect any municipality are issued prior to
 14 division of the municipality into wards under s. 5.15, or if a municipality is not
 15 divided into wards, prior to adoption of the final plan.

****NOTE: Provides that county supervisory district plans shall reflect the most recent census data that can feasibly be applied at the time that the plans are adopted. Current law does not expressly provide that the plans must reflect census results.

16 **SECTION 17.** 59.10 (3) (b) 4. of the statutes is amended to read:

17 59.10 (3) (b) 4. The chairperson of the board shall file a certified copy of the final
 18 districting plan with the secretary of state. Unless otherwise ordered under sub. (6),
 19 a plan enacted and filed under this paragraph, together with any authorized
 20 amendment that is enacted and filed under this section, remains in effect until the

1 plan is superseded by a subsequent plan enacted under this subsection and a
 2 certified copy of that plan is filed with the secretary of state.

****NOTE: Clarifies the period during which a final county supervisory district plan applies. Relocates material from s. 59.10 (3) (c), stats., for better placement.

3 **SECTION 18.** 59.10 (3) (c) of the statutes is renumbered 59.10 (3) (c) 1. and
 4 amended to read:

5 59.10 (3) (c) 1. After the enactment of a plan of supervisory districts under par.
 6 (b), the board may amend the plan to reflect a municipal incorporation, annexation,
 7 detachment or consolidation ~~may serve as a basis for altering between federal~~
 8 ~~decennial censuses the boundaries of supervisory districts, in the discretion of the~~
 9 ~~board. The number of supervisory districts in the county shall not be changed by any~~
 10 ~~action under this paragraph. Any plan of county supervisory districts enacted under~~
 11 ~~par. (b) may be amended under this paragraph but shall remain in effect as amended~~
 12 ~~until superseded by another plan enacted by the board under par. (b) and filed~~
 13 subdivision.

14 4. The chairperson of the board shall file a certified copy of any amended plan
 15 under this paragraph with the secretary of state.

****NOTE: Moves material to s. 59.10 (3) (b) 4., stats., for better placement and clarifies that the chairperson of the county board must file a certified copy of any amended supervisory district plan, as is done with the original plan.

16 **SECTION 19.** 59.10 (3) (c) 2. and 3. of the statutes are created to read:

17 59.10 (3) (c) 2. Within 45 days after enactment or adoption of a revised division
 18 ordinance or resolution under s. 5.15 (4) (a), the board shall amend the county
 19 supervisory district plan under par. (b) to reflect any renumbering of the wards
 20 specified in the plan.

****NOTE: Requires updating of county supervisory district plans in accordance with authorized intradecade changes in municipal ward numbering.

1 3. The districts under the amended plan shall be substantially equal in
2 population according to the most recent countywide federal census and shall be in
3 as compact a form as possible. The board shall adhere to the requirements of par.
4 (b) 2. with regard to contiguity and shall, to the extent possible, place whole
5 contiguous municipalities or contiguous parts of the same municipality within the
6 same district. In the amended plan, the original numbers of the districts in their
7 geographic outlines, to the extent possible, shall be retained. An amended plan
8 becomes effective on the first November 15 following its enactment.

 ****NOTE: Creates requirements for amended plans in counties other than
Milwaukee and Menominee that parallel the requirements that apply in Milwaukee
County under s. 59.10 (2) (d), stats., and the requirements that apply when a county
decreases the number of its supervisors under s. 59.10 (3) (cm) 1. and 4., stats.

9 **SECTION 20.** 59.10 (3) (cm) 1. of the statutes is amended to read:
10 59.10 **(3)** (cm) 1. 'Number of supervisors; redistricting.' Except as provided in
11 subd. 3., following the enactment of a decennial supervisory district plan under par.
12 (b), the board may decrease the number of supervisors. In that case, the board shall
13 redistrict, readjust, and change the boundaries of supervisory districts, so that the
14 number of districts equals the number of supervisors, the districts are substantially
15 equal in population according to the most recent countywide federal census, the
16 districts are in as compact a form as possible, and the districts consist of contiguous
17 municipalities or contiguous whole wards in existence at the time at which the
18 redistricting plan is adopted, except as authorized in par. (b) 1. In the redistricting
19 plan, the board shall adhere to the requirements under par. (b) 2. with regard to
20 contiguity and shall, to the extent possible, place whole contiguous municipalities or
21 contiguous parts of the same municipality within the same district. In redistricting
22 under this subdivision, the original numbers of the districts in their geographic
23 outlines, to the extent possible, shall be retained. No plan may be enacted under this

1 subdivision during review of the sufficiency of a petition filed under subd. 2. nor after
2 a referendum is scheduled on such a petition. However, if the electors of the county
3 reject a change in the number of supervisory districts under subd. 2., the board may
4 then take action under this subdivision except as provided in subd. 3. The county
5 clerk shall file a certified copy of any redistricting plan enacted under this
6 subdivision with the secretary of state.

****NOTE: Applies to intradecade supervisory district reduction plans the same standards of contiguity that apply under proposed s. 59.10 (3) (c) 3. to other intradecade supervisory district plans.

7 **SECTION 21.** 59.10 (6) of the statutes is amended to read:

8 59.10 (6) ENFORCEMENT OF DIVISION REQUIREMENT. If a county fails to comply
9 with sub. (2) (a) or (3) (b), any municipality located in whole or in part within the
10 county or any elector of the county may submit to the circuit court for the county
11 within 14 days from the expiration of either 60-day period under sub. (2) (a) or (3)
12 (b) a proposed tentative supervisory district plan or a final plan for creation of
13 supervisory districts in compliance with this section. If the court finds that the
14 existing division of the county into supervisory districts fails to comply with this
15 section, it shall review the plan submitted by the petitioner and after reasonable
16 notice to the county may promulgate the plan, or any other plan in compliance with
17 this section, ~~as a temporary supervisory district~~ and the plan shall be in effect until
18 superseded by a ~~districting~~ plan adopted by the board in compliance with this
19 section.

****NOTE: Clarifies wording.

20 **SECTION 22.** 62.08 (1) of the statutes is amended to read:

21 62.08 (1) Within 60 days after the wards have been readjusted under s. 5.15
22 (1) and (2) the common council of every city, including any every 1st class city ~~of the~~

1 first class, shall redistrict the boundaries of its aldermanic districts, by an ordinance
2 introduced at a regular meeting of the council, published as a class 2 notice, under
3 ch. 985, and thereafter adopted by a majority vote of all the members of the council,
4 so that all aldermanic districts are as compact in area as possible and contain, as
5 nearly as practicable by combining contiguous whole wards, an equal number of
6 inhabitants according to the most recent decennial federal census of population.
7 Territory within each aldermanic district to be created under the plan shall be
8 contiguous, except that territory within the city that is wholly surrounded by another
9 city or water, or both, may be combined with noncontiguous territory, or island
10 territory, as defined in s. 5.15 (2) (f) 3., may be combined with noncontiguous territory
11 within the same municipality to form an aldermanic district. The aldermanic district
12 plan shall not include provision for division of any census block unless the block is
13 bisected by a municipal boundary or the division is made as required under s. 5.15
14 (2) (c). The populations of the aldermanic districts shall be determined on the basis
15 of the federal decennial census and any official corrections to the census to reflect the
16 correct populations of the municipality and the blocks within the municipality on
17 April 1 of the year of the census, if the corrections are issued prior to division of the
18 municipality into wards under s. 5.15. Within 45 days after enactment or adoption
19 of a revised division ordinance or resolution under s. 5.15 (4) (a), the common council
20 shall amend the aldermanic district plan to reflect any renumbering of the wards
21 specified in the plan.

****NOTE: Provides the same exceptions to aldermanic district contiguity and block preservation requirements that apply to ward creation under s. 5.15 (1) (b) and (2) (c). Also provides that city aldermanic district plans shall reflect the most recent census data that can feasibly be applied at the time that the plans are adopted. (Current law does not expressly provide that the plans must reflect census results.) In addition, requires updating of city aldermanic district plans in accordance with authorized intradecade changes in municipal ward numbering.

(END)

23.

December 2009

Sun.	Mon.	Tue.	Wed.	Thu.	Fri.	Sat.
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

January 2010

Sun.	Mon.	Tue.	Wed.	Thu.	Fri.	Sat.
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
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24	25	26	27	28	29	30
31						

February 2010

Sun.	Mon.	Tue.	Wed.	Thu.	Fri.	Sat.
	1	2	3	4	5	6
7	8	9	10	11	12	13
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March 2010

Sun.	Mon.	Tue.	Wed.	Thu.	Fri.	Sat.
	1	2	3	4	5	6
7	8	9	10	11	12	13
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